

690.2200



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
KENNETH SCHOFIELD, ET AL.) : Examiner: T. Nguyen
Serial No.: 08/023,918) : Group Art Unit: 2507
Filed: February 26, 1993) :
For: AUTOMOTIVE REARVIEW) :
MIRROR SYSTEM USING A) :
PHOTODIODE ARRAY) Date: November 30, 1994

RECEIVED

The Honorable Commissioner of
Patents and Trademarks
Box DAC
Washington, D.C. 20231

DEC 5 1994

OFFICE OF PETITIONS
AIC PATENTS

PETITION REQUESTING WITHDRAWAL OF
ERRONEOUS NOTICE OF ABANDONMENT

Sir:

Applicants have received a Notice of Abandonment dated November 15, 1994, in the above-identified application (Tab A). This Notice of Abandonment erroneously indicates that Applicants failed to respond to the Office Action dated April 6, 1994, although such a response was timely filed. Accordingly, Applicants respectfully petition the Commissioner under 37 C.F.R. §§ 1.181 and 1.182 to exercise his supervisory authority and withdraw the holding that this application was abandoned, and to order the resumption of prosecution on the merits.

In accordance with § 1.181, the evidence supporting Applicants' request is annexed hereto.

As prima facie proof that Applicants timely filed a complete response to the April 6 Office Action, copies of the Amendment, Amendment Transmittal, and Petition Under 37 C.F.R. § 1.136 filed on October 6, 1994, are annexed at Tab B. All of these papers were filed by hand with the U.S. Patent and Trademark Mail Room on October 6, 1994. As further proof that these items were timely filed, a copy of the U.S. Patent and Trademark Office Mail Room date-stamped return card submitted with those papers is attached at Tab C.

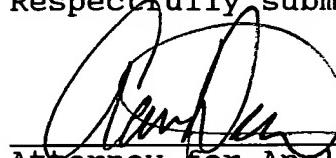
It is respectfully submitted that since a complete response to the April 6 Office Action was timely filed by filing the same with the U.S. Patent and Trademark Mail Room on October 6, 1994, Applicants had responded in a full and timely fashion to that Office Action. Accordingly, withdrawal of the holding of abandonment is respectfully requested.

Since Applicants have established that the erroneous indication of abandonment of this application was caused solely by error on the part of the Patent and Trademark Office, it is respectfully requested that all fees which are due in connection with this Petition be waived. Nevertheless, should it be determined that such fees are in fact due, the Commissioner is authorized to charge all such fees to Deposit Account No. 06-1205. A duplicate copy of this Petition is enclosed.

Applicants' undersigned attorney may be reached in our New York Office by telephone at (212) 758-2400 or by

facsimile at (212) 758-2982. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Attorney for Applicants

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